

MINUTE ITEM

8. APPLICATION TO LEASE TIDE AND SUBMERGED LANDS OF THE SACRAMENTO RIVER, $4\frac{1}{2}$ MILES SOUTH OF SACRAMENTO, SACRAMENTO COUNTY, JAMES H. ZACHARIAS, ET AL. - W.O. 3666, P.R.C. 2671.1.

The Executive Officer reported that there had been no expression of interest by the Small Craft Harbors Division in Calendar Item 8 attached, and requested the Chairman to ask if anyone was in attendance from that Division who might wish to make a presentation. This was done, and there was no response.

UPON MOTION DULY MADE AND CARRIED, THE FOLLOWING RESOLUTION WAS ADOPTED:

THE EXECUTIVE OFFICER IS AUTHORIZED TO ISSUE A 15-YEAR LEASE, FOR USE AS A BOAT MARINA, TO NELLIE T. ZACHARIAS, TO JAMES H. ZACHARIAS AS TRUSTEE, AND TO EVAN M. ZACHARIAS AS TRUSTEE, COVERING THE FOLLOWING:

A PARCEL OF TIDE AND SUBMERGED LAND ALONG THE LEFT BANK OF THE SACRAMENTO RIVER, SACRAMENTO COUNTY, BEING LOCATED APPROXIMATELY $4\frac{1}{2}$ MILES SOUTHERLY FROM THE CITY OF SACRAMENTO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE ORDINARY HIGH WATER MARK ALONG THE LEFT BANK OF THE SACRAMENTO RIVER WHICH BEARS N. $25^{\circ} 15' E.$, 40 FEET, MORE OR LESS, FROM THE NORTHEAST CORNER S.L.S. 265 AS SHOWN UPON "PLAT OF DONNELLAN FARMS", RECORDED AS MAP NO. 25 IN BOOK 31 OF MAPS IN THE OFFICE OF THE COUNTY RECORDER OF SACRAMENTO COUNTY; RUNNING THENCE FROM SAID POINT OF BEGINNING WESTERLY ALONG SAID ORDINARY HIGH WATER MARK A DISTANCE OF 600 FEET; THENCE NORTHERLY INTO THE SACRAMENTO RIVER AT RIGHT ANGLES TO SAID ORDINARY HIGH WATER MARK A DISTANCE OF 50 FEET; RUNNING THENCE EASTERLY, PARALLEL TO AND 50 FEET DISTANT FROM SAID ORDINARY HIGH WATER MARK, 600 FEET MORE OR LESS TO A POINT WHICH BEARS N. $25^{\circ} 15' E.$, 50 FEET FROM THE POINT OF BEGINNING; THENCE S. $25^{\circ} 15' W.$, 50 FEET, CONTAINING 0.689 ACRE, MORE OR LESS.

THE LEASE IS TO PROVIDE FOR:

1. AN ANNUAL RENTAL OF \$150;
2. A SURETY BOND IN THE AMOUNT OF \$3,500;
3. A CERTIFICATE OF LIABILITY INSURANCE OF NOT LESS THAN \$100,000/\$300,000.

Attachment

Calendar Item 8 (1 page)

CALENDAR ITEM

8.

APPLICATION TO LEASE TIDE AND SUBMERGED LANDS OF THE SACRAMENTO RIVER, $4\frac{1}{2}$ MILES SOUTH OF SACRAMENTO, SACRAMENTO COUNTY, JAMES H. ZACHARIAS, ET AL. - W.O. 3666.

An application has been received from James H. Zacharias and Evan M. Zacharias, as trustees, for a lease of 0.689 acre of tide and submerged land along the left bank of the Sacramento River, $4\frac{1}{2}$ miles downstream from Sacramento, in Sacramento County, known as "The Brickyard Landing", for use as a boat marina.

The boat marina would be an enlargement of a site formerly leased to Dale Glatt under P.R.C. 1723.1, which expired on May 21, 1960. By letter dated July 28, 1960, Mr. Glatt waived any rights to extension of the lease.

The terms of the trust, dated December 22, 1959, vest title in the trustee applicants, but the profits during her lifetime will be paid to Mrs. Nellie T. Zacharias, who will join in the execution of the lease.

The rental for a 15-year term would be at the minimum rate of \$150 a year, as the land is valued at \$1,206. A surety bond for \$3,500 and a certificate of public liability insurance of \$100,000/\$300,000 are to be furnished. The statutory filing fee and the expense deposit have been paid.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO ISSUE A 15-YEAR LEASE, FOR USE AS A BOAT MARINA, TO NELLIE T. ZACHARIAS, TO JAMES H. ZACHARIAS AS TRUSTEE, AND TO EVAN M. ZACHARIAS AS TRUSTEE, COVERING THE FOLLOWING:

A PARCEL OF TIDE AND SUBMERGED LAND ALONG THE LEFT BANK OF THE SACRAMENTO RIVER, SACRAMENTO COUNTY, BEING LOCATED APPROXIMATELY $4\frac{1}{2}$ MILES SOUTHERLY FROM THE CITY OF SACRAMENTO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE ORDINARY HIGH WATER MARK ALONG THE LEFT BANK OF THE SACRAMENTO RIVER WHICH BEARS N. $25^{\circ} 15'$ E., 40 FEET, MORE OR LESS, FROM THE NORTHEAST CORNER S.L.S. 265 AS SHOWN UPON "PLAT OF DONNELLIAN FARMS", RECORDED AS MAP NO. 25 IN BOOK 31 OF MAPS IN THE OFFICE OF THE COUNTY RECORDER OF SACRAMENTO COUNTY; RUNNING THENCE FROM SAID POINT OF BEGINNING WESTERLY ALONG SAID ORDINARY HIGH WATER MARK A DISTANCE OF 600 FEET; THENCE NORTHERLY INTO THE SACRAMENTO RIVER AT RIGHT ANGLES TO SAID ORDINARY HIGH WATER MARK A DISTANCE OF 50 FEET; RUNNING THENCE EASTERLY, PARALLEL TO AND 50 FEET DISTANT FROM SAID ORDINARY HIGH WATER MARK, 600 FEET MORE OR LESS TO A POINT WHICH BEARS N. $25^{\circ} 15'$ E., 50 FEET FROM THE POINT OF BEGINNING; THENCE S. $25^{\circ} 15'$ W., 50 FEET, CONTAINING 0.689 ACRE, MORE OR LESS.

THE LEASE IS TO PROVIDE FOR:

1. AN ANNUAL RENTAL OF \$150;
2. A SURETY BOND IN THE AMOUNT OF \$3,500;
3. A CERTIFICATE OF LIABILITY INSURANCE OF NOT LESS THAN \$100,000/\$300,000.